

Chair Anne Boyle called the regularly scheduled meeting to order at 9:00 a.m. with Commissioners Anne Boyle, Frank Landis, Tim Schram and Gerald Vap present, and Commissioner Rod Johnson excused at the beginning of the meeting. Chair Boyle invited the public to address the Commission and also announced that a copy of the Nebraska Open Meetings Act was posted in the meeting room. No announcements were made.

GENERAL ADMINISTRATION

Notice was duly published June 24, 2008 on Page 7 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held July 1, 2008 at 9:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

COMMUNICATIONS DEPARTMENT

Cheryl Elton informed the Commission of complaints received in June, 2008. She reported there were a total of 63 complaints: 43 - wireline and 20 - wireless. The complaints were categorized as follows: 22 billing, 29 service and 12 miscellaneous issues.

Commissioner Rod Johnson entered the Commission Hearing Room.

Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to enter orders granting applications AD-449 and AD-450r. Motion passed with Commissioners Anne Boyle, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson present not voting.

AD-449 In the Matter of ADT Security Services, Inc., Boca Raton, Florida, seeking authority to connect an automatic dialing-announcing device in Jacksonville, Florida.

AD-450r In the Matter of Credit Management Control, Green Bay, Wisconsin, seeking authority to register the connection of an automatic dialing-announcing device.

C-3908 In the Matter of Access Point, Inc., Cary, North Carolina, seeking authority to provide competitive facilities-based and resold local exchange services within the State of Nebraska: Motion made by Commissioner Tim Schram, seconded by Commissioner Jerry Vap, to enter an order approving applicant's request to withdraw their application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

COMMUNICATIONS DEPARTMENT (Cont.)

C-3925/ In the Matter of the Commission, on its own motion, regard-
DC-75 ing the 2007 Annual Report Filings: Motion made by Commis-
sioner Jerry Vap, seconded by Commissioner Tim Schram, to
enter an order dismissing in part. Motion passed with Commissioners
Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting
AYE.

Gene Hand reviewed the Regional Oversight Committee (ROC)
proposal to conduct a collaborative review of the Qwest Performance
Assurance Plans (QPAP): Motion made by Commissioner Frank Landis,
seconded by Commissioner Tim Schram, to approve participation in the
ROC QPAP Review. Motion passed with Commissioners Anne Boyle, Rod
Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Gene Hand distributed an updated version of a consumer
information sheet explaining potential charges that appear on tele-
phone bills.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

911-20.02 In the Matter of Jeffrey L. Pursley, Director, Telecommuni-
cations Infrastructure and Public Safety Department, Com-
plainant, v. 1-800-Reconex; Applied Communications Technology, Inc.;
Arapahoe Telephone Company d/b/a ATC Communications; Cable USA III,
LLC; Charter Fiberlink-Communications VI, LLC; Citistream Communi-
cations, Inc.; Community Internet Systems, Inc.; Cozad Telephone Com-
pany; Dalton Telephone Company; Elsie Communications, Inc.; Global
Connection Inc of America; Granite Telecommunications; LLC; MCImetro
Access Transmission Services, LLC; NorthStar Telecom, Inc.; Three
River Telco; Three River Communications, LLC; Time Warner Cable
Information Services (Nebraska), LLC; VCI Company d/b/a Vilaine Com-
munications, Inc., Respondent(s): Commissioner Jerry Vap appointed
Hearing Officer. Motion made by Commissioner Jerry Vap, seconded by
Commissioner Frank Landis, to enter an order scheduling a hearing for
August 5, 2008 at 1:30 p.m. in the Commission Hearing Room, Lincoln.
Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank
Landis, Tim Schram and Jerry Vap voting AYE.

911-023.65 In the Matter of Otoe County, Public Safety Answering
Point, Nebraska City, seeking funding approval for recur-
ring and non-recurring costs of Enhanced Wireless 911 implementation:
Motion made by Commissioner Frank Landis, seconded by Commissioner Tim
Schram, to enter an order approving funding for Phase I LEC costs.
Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram
and Jerry Vap voting AYE, and Commissioner Anne Boyle voting NAY.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

911-031 In the Matter of the Commission, on its own motion, seeking to establish surcharges assessed on users of prepaid wireless service, and methods for the collection and remittance of surcharges from carriers offering prepaid wireless services: Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to enter an order modifying prepaid methods. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NUSF-32.07 In the Matter of the Commission, on its own motion, seeking to conduct an inquiry into the failure of various companies to comply with Commission Rules and Orders and to impose administrative fines: Commissioner Johnson presiding as Hearing Officer. Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, to enter an order dismissing, in part, the Show Cause. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Jeff Pursley discussed the NUSF Late-Filed Carrier Remittances. Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to amend the current complaint, NUSF-37.162, against Granite Telecommunications, to include the additional late-filed worksheets. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NATURAL GAS DEPARTMENT

NG-0053 In the Matter of Nebraska Resources Company, LLC, Tulsa, Oklahoma, Amended Application seeking a Certificate of Public Convenience and Necessity authorizing it to operate as a jurisdictional utility in Nebraska and approval of tariff. Commissioner Landis presiding as Hearing Officer: Motion made by Commissioner Frank Landis, seconded by Commissioner Tim Schram, to enter an order granting Informal Intervention. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to enter Assessment Orders in Applications NG-0036, NG-0039, NG-0040, and NG-0041. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NG-0036 In the Matter of Kinder Morgan, Inc., Lakewood, Colorado,
HS-0013 seeking approval of a general rate increase. Commissioner Vap presiding as Hearing Officer.

NATURAL GAS DEPARTMENT (Cont.)

- NG-0039 In the Matter of the joint application of Kinder Morgan,
HS-006 Inc., Houston, Texas; KM Retail Utilities Holdco LLC,
Houston, Texas; Source Gas Distribution LLC, Lakewood,
Colorado, Source Gas Holdings LLC, Stamford, Connecticut;
and Source Gas LLC, Stamford, Connecticut; seeking approval
of (1) the proposed transfer of Kinder Morgan, Inc.'s
Nebraska Certificate of Convenience and utility assets to
Source Gas Distribution LLC; and (2) the proposed change of
control of Source Gas Distribution LLC from Kinder Morgan,
Inc. to Source Gas LLC. Commissioner Vap presiding as
Hearing Officer.
- NG-0040 In the Matter of Kinder Morgan, Inc., Houston, Texas; KM
HS-005 Retail Utilities Holdco LLC, Houston, Texas; Source Gas
Distribution LLC, Lakewood, Colorado, seeking approval of
asset transfer of jurisdictional utility assets. Commis-
sioner Vap presiding as Hearing Officer.
- NG-0041 In the Matter of Aquila, Inc., d/b/a Aquila Networks
HS-0026 (Aquila), Omaha, seeking individual general rate increases
for Aquila's Rate Area One, Rate Area Two, and Rate Area
Three. Commissioner Landis presiding as Hearing Officer.
- P-0013.13 In the Matter of Metropolitan Utilities District of Omaha,
Omaha, providing notice required by *Neb. Rev. Stat. Section*
66-1863, that it intends to extend or enlarge its service area or ex-
tend a gas main: Motion made by Commissioner Frank Landis, seconded
by Commissioner Tim Schram, to enter an order closing the docket.
Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank
Landis, Tim Schram and Jerry Vap voting AYE.

TRANSPORTATION DEPARTMENT

Rate Division

- MR-1009/ In the Matter of the Commission, on its own motion,
PI-70 initiating an investigation on range uniformity in the
Official Intracity Household Goods Tariff 22 and Nebraska
Official Household Goods Tariff 7F: Motion made by Commissioner Jerry
Vap, seconded by Commissioner Tim Schram, to enter an order granting
the application. Motion passed with Commissioners Anne Boyle, Rod
Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.
- MR-930 In the Matter of Movers and Warehouse Division, Nebraska
Motor Carriers Association, Lincoln, seeking authority to
establish a fuel surcharge in Nebraska Official Goods Tariff 7F: The
fuel surcharge was retained at \$1.38 per mile.

GRAIN WAREHOUSE DEPARTMENT

GW-1599/ In the Matter of Alvo Grain and Feed, Inc., Alvo and
GD-1599 Ashland: John Fecht updated the Commission on the status
of this docket.

GENERAL ADMINISTRATION

Motion made by Commissioner Frank Landis, seconded by Commissioner Tim Schram, to approve the Executive Director's recommendation to approve the following Commission invoices. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Dept. of Roads	\$	628.79
UNL-Bureau of Business Research		26,548.50
Alvo Grain		5,226.00
Harms Trucking		882.54
Harms Trucking		4,369.43
Kent Pribyl		1,202.38
Anne Boyle		581.76
Frank Landis		36.36
Tim Schram		495.91

Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to adopt the revised July 1, 2008 IRS mileage reimbursement rate for Commissioners and non-contract Commission employees. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

The meeting adjourned at 9:30 a.m. with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Gerald Vap present. The next regularly scheduled meeting will be held on July 15, 2008, at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on July 14, 2008.

Chair

Executive Director